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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 SHAWN DAMON BARTH,
12 Plaintiff,

13 v.

14 BEARD, et al.,
15 Defendants.
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Case No. CV 16-01469 DMG (RAO)

**ORDER ACCEPTING REPORT
AND RECOMMENDATION OF
UNITED STATES MAGISTRATE
JUDGE**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed Plaintiff's Second
18 Amended Complaint [Doc. # 65], all of the other records and files herein, and the
19 Magistrate Judge's Report and Recommendation ("Report"). The time for filing
20 objections to the Report has passed and no objections have been received. The
21 Court hereby accepts and adopts the findings, conclusions, and recommendations of
22 the Magistrate Judge.

23 Accordingly, IT IS ORDERED that Plaintiff's Second Amended Complaint
24 is DISMISSED without prejudice.

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26 DATED: February 26, 2019


DOLLY M. GEE

UNITED STATES DISTRICT JUDGE
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